

## TITLE 11

### MUNICIPAL OFFENSES<sup>1</sup>

#### CHAPTER

1. ALCOHOL.
2. FORTUNE TELLING, ETC.
3. OFFENSES AGAINST THE PEACE AND QUIET.
4. INTERFERENCE WITH PUBLIC OPERATIONS AND PERSONNEL.
5. FIREARMS, WEAPONS AND MISSILES.
6. TRESPASSING, MALICIOUS MISCHIEF AND INTERFERENCE WITH TRAFFIC.
7. MISCELLANEOUS.
8. MINORS.
9. CURFEW FOR MINORS.
10. PRESENCE OF REGISTERED SEX OFFENDERS ON OR ABOUT PUBLIC PARKS AND RECREATION FACILITIES.
11. BLOCKING SIDEWALKS, STREETS AND RIGHT-OF-WAY.

#### CHAPTER 1

#### ALCOHOL<sup>2</sup>

#### SECTION

- 11-101. Drinking beer, etc., on streets, etc.  
 11-102. Minors in beer places.

**11-101. Drinking beer, etc., on streets, etc.** It shall be unlawful for any person to drink or consume, or have an open container of beer or intoxicating liquor in or on any public street, alley, avenue, highway, sidewalk, public park, public school ground or other public place unless the place has an appropriate permit and/or license for on premises consumption. (2000 Code, § 11-101)

---

<sup>1</sup>Municipal code references

Fireworks and explosives: title 7.

Traffic offenses: title 15.

Streets and sidewalks (non-traffic): title 16.

<sup>2</sup>Municipal code reference

Sale of alcoholic beverages, including beer: title 8.

**11-102. Minors in beer places.** (1) No person under twenty-one (21) years of age shall loiter in or around, work in, or otherwise frequent any place where beer is sold at retail for consumption on the premises.

(2) The prohibitions of this section shall not apply to children accompanied by their parents or other guardian. (2000 Code, § 11-102)

**CHAPTER 2****FORTUNE TELLING, ETC.****SECTION**

11-201. Fortune telling, etc.

**11-201. Fortune telling, etc.** It shall be unlawful for any person to conduct the business of, solicit for, or ply the trade of fortune teller, clairvoyant, hypnotist, spiritualist, palmist, phrenologist, or other mystic endowed with supernatural powers. (2000 Code, § 11-201)

## CHAPTER 3

### OFFENSES AGAINST THE PEACE AND QUIET

#### SECTION

#### 11-301. Anti-noise regulations.

**11-301. Anti-noise regulations.** Subject to the provisions of this section, the creating of any unreasonably loud, disturbing, and unnecessary noise is prohibited. Noise of such character, intensity, or duration as to be detrimental to the life or health of any individual, or in disturbance of the public peace and welfare is prohibited.

(1) Miscellaneous prohibited noises enumerated. The following acts, among others, are declared to be loud, disturbing, and unnecessary noises in violation of this section, but this enumeration shall not be deemed to be exclusive, namely:

(a) Blowing horns. The sounding of any horn or signal device on any automobile, motorcycle, bus, truck, or other vehicle while not in motion except as a danger signal if another vehicle is approaching, apparently out of control, or if in motion, only as a danger signal after or as brakes are being applied and deceleration of the vehicle is intended; the creation by means of any such signal device of any unreasonably loud or harsh sound; and the sounding of such device for an unnecessary and unreasonable period of time.

(b) Radios, phonographs, etc. The playing of any radio, phonograph, or any musical instrument or sound device, including but not limited to loudspeakers or other devices for reproduction or amplification of sound, either independently of or in connection with motion pictures, radio, or television, in such a manner or with such volume, particularly during the hours between 11:00 P.M. and 7:00 A.M., as to annoy or disturb the quiet, comfort, or repose of persons in any office or hospital, or in any dwelling, hotel, or other type of residence, or of any person in the vicinity.

(c) Yelling, shouting, etc. Yelling, shouting, whistling, or singing on the public streets, particularly between the hours of 11:00 P.M. and 7:00 A.M., or at any time or place so as to annoy or disturb the quiet, comfort, or repose of any persons in any hospital, dwelling, hotel, or other type of residence, or of any person in the vicinity.

(d) Pets. The keeping of any animal, bird, or fowl which by causing frequent or long continued noise shall disturb the comfort or repose of any person in the vicinity.

(e) Use of vehicle. The use of any automobile, motorcycle, truck, or vehicle so out of repair, so loaded, or in such manner as to cause loud and unnecessary grating, grinding, rattling, or other noise.

(f) Blowing whistles. The blowing of any steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work or as a warning of fire or danger, or upon request of proper municipal authorities.

(g) Exhaust discharge. To discharge into the open air the exhaust of any steam engine, stationary internal combustion engine, motor vehicle, or boat engine, except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

(h) Anti-noise regulations. The erection, demolition, alteration or repair of any building in any area, the use of any motor-driven construction equipment, and the construction or repair of streets and highways in any area, other than between the hours of 7:00 A.M. and sunset Monday through Friday, 9:00 A.M. until 6:00 P.M. Saturday and 12:00 noon until 6:00 P.M. on Sunday, is prohibited, except when the sounds generated by such activities are not plainly audible from adjacent properties, or when permitted by the city manager or their designee for a period not to exceed thirty (30) days at a time. The decision of the city manager or their designee to allow work to be done outside of such hours shall be based on one (1) or more of the following factors:

(i) Public health or safety will be impaired by delay of the work.

(ii) Unreasonable loss or inconvenience would result through delay, and public health or safety will not be impaired by allowing the work to proceed.

(iii) The noise produced by such operations will not cause an unreasonable disturbance to the occupants of nearby properties.

Additionally, construction, excavations or repairs of bridges, streets, highways, or public utility facilities at any time, by or on behalf of the city, the county, the state, or a public utility, shall be permitted when the public welfare and convenience renders it impracticable to perform such work during the day.

(i) Noises near schools, hospitals, churches, etc. The creation of any excessive noise on any street adjacent to any hospital or adjacent to any school, institution of learning, church, or court while the same is in session.

(j) Loading and unloading operations. The creation of any loud and excessive noise in connection with the loading or unloading of any vehicle or the opening and destruction of bales, boxes, crates, and other containers.

(k) Noises to attract attention. The use of any drum, loudspeaker, or other instrument or device emitting noise for the purpose of attracting attention to any performance, show, or sale or display of merchandise.

(1) Loudspeakers or amplifiers on vehicles. The use of mechanical loudspeakers or amplifiers on trucks or other moving or standing vehicles for advertising or other purposes.

(2) Exceptions. None of the terms or prohibitions hereof shall apply to or be enforced against:

(a) Municipal vehicles. Any vehicle of the city while engaged upon necessary public business.

(b) Repair of streets, etc. Excavations or repairs of bridges, streets, or highways at night, by or on behalf of the city, the county, or the state, when the public welfare and convenience renders it impracticable to perform such work during the day.

(c) Noncommercial and nonprofit use of loudspeakers or amplifiers. The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in character and in the course of advertising functions sponsored by nonprofit organizations. However, no such use shall be made until a permit therefor is secured from the recorder. Hours for the use of an amplifier or public address system will be designated in the permit so issued and the use of such systems shall be restricted to the hours so designated in the permit. (2000 Code, § 11-401, as amended by Ord. #16-865, May 2016)

**CHAPTER 4****INTERFERENCE WITH PUBLIC OPERATIONS AND PERSONNEL****SECTION**

11-401. Impersonating a government officer or employee.

11-402. False emergency alarms.

**11-401. Impersonating a government officer or employee.** No person other than an official police officer of the city shall wear the uniform, apparel, or badge, or carry any identification card or other insignia of office like or similar to, or a colorable imitation of that adopted and worn or carried by the official police officers of the city. Furthermore, no person shall deceitfully impersonate or represent that he is any government officer or employee. Any person, not an officer wearing a uniform, badge, or insignia similar to that worn by any city, county, or state police, shall be prima facie guilty of a violation of this section. (2000 Code, § 11-502)

**11-402. False emergency alarms.** It shall be unlawful for any person intentionally to make, turn in, or give a false alarm of fire, or of need for police or ambulance assistance, or to aid or abet in the commission of such act. (2000 Code, § 11-503)

**CHAPTER 5****FIREARMS, WEAPONS AND MISSILES****SECTION**

11-501. Weapons and firearms generally.

**11-501. Weapons and firearms generally.** (1) It shall be unlawful for any person to carry in any manner whatever, with the intent to go armed, any razor, dirk, knife, blackjack, brass knuckles, pistol, revolver, or any other dangerous weapon or instrument unless duly licensed to do so in accordance to the Tennessee Code Annotated, § 39-17-1351, or allowed by Public Act 108 of the 112th Tennessee General Assembly.

(2) The foregoing prohibition shall not apply to members of the United States Armed Forces carrying such weapons as are prescribed by applicable regulations nor to any officer or policeman engaged in his official duties, in the execution of process, or while searching for or engaged in arresting persons suspected of having committed crimes.

(3) The prohibition shall not apply to persons who may have been summoned by such officer or policeman to assist in the discharge of his said duties, not to any conductor of any passenger or freight train of any steam railroad while he is on duty. (2000 Code, § 11-602, as amended by Ord. #19-948, Aug. 2019 *Ch4\_1-23-20*, and Ord. #21-1006, Aug. 2021 *Ch5\_02-10-22*)

**CHAPTER 6****TRESPASSING, MALICIOUS MISCHIEF AND INTERFERENCE  
WITH TRAFFIC****SECTION**

11-601. Trespassing.

11-602. Trespassing on trains.

11-603. Interference with traffic.

**11-601. Trespassing.** The owner or person in charge of any lot or parcel of land or any building or other structure within the corporate limits may post the same against trespassers. It shall be unlawful for any person to go upon any such posted lot or parcel of land or into any such posted building or other structure without the consent of the owner or person in charge.

It shall be unlawful and deemed to be a trespass for any peddler, canvasser, solicitor, transient merchant, or other person to fail to leave promptly the private premises of any person who requests or directs him to leave. (2000 Code, § 11-701)

**11-602. Trespassing on trains.** It shall be unlawful for any person to climb, jump, step, stand upon, or cling to, or in any other way attach himself to any locomotive engine or railroad car unless he works for the railroad corporation and is acting the scope of his employment or unless he is a lawful passenger or is otherwise lawfully entitled to be on such vehicle. (2000 Code, § 11-702)

**11-603. Interference with traffic.** It shall be unlawful for any person to stand, sit, or engage in any activity whatever on any public street, sidewalk, bridge, or public ground in such a manner as to prevent, obstruct, or interfere unreasonably with the free passage of pedestrian or vehicular traffic thereon. (2000 Code, § 11-704)

## CHAPTER 7

### MISCELLANEOUS

#### SECTION

- 11-701. Caves, wells, cisterns, etc.
- 11-702. Posting notices, etc.
- 11-703. Masks and disguises.
- 11-704. False identification--use prohibited.
- 11-705. Disorderly houses.
- 11-706. Deleted.
- 11-707. Lewd conduct in commercial establishments prohibited.
- 11-708. Violations and penalty.

**11-701. Caves, wells, cisterns, etc.** It shall be unlawful for any person to permit to be maintained on property owned or occupied by such person any cave, well, cistern, or other such opening in the ground which would be accessible to children, adults, livestock, pets or other creatures without an adequate cover or other safeguard expressly designed and intended to prevent entry and injury therein. (2000 Code, § 11-802)

**11-702. Posting notices, etc.** No person shall fasten, in any way, any show card, poster, billboard, sign or other advertising device upon any public or private property unless said person has obtained a permit or license from the chief of police after making application upon forms duly authorized by said chief of police. (2000 Code, § 11-803)

**11-703. Masks and disguises.** (1) Definitions. For the purposes of this section, the following words and phrases shall have the meanings respectively ascribed to them by this subsection:

(a) "Mask." Any mask, device or hood whereby any portion of the face is so hidden or covered as to conceal the identity of the wearer.

(b) "Public place." All walks, alleys, streets, boulevards, avenues, lanes, roads, highways or other ways or thoroughfares dedicated to public use or owned or maintained by public authority; all grounds and buildings owned, leased by, operated or maintained by public authority; all buildings owned, leased or operated for the use of organizations enjoying all tax exempt privileges as a charitable use.

(2) Wearing in public places prohibited; exceptions. No person, while masked, shall be or appear on or in any public place in the City of Goodlettsville. The following persons are exempted from the provisions of this section:

(a) All children under the age of sixteen (16).

(b) All workers while engaged in work wherein a covering is necessary for physical safety and protection against occupational hazards or because of the nature of the occupation or trade.

(c) Persons while wearing traditional holiday costumes.

(d) Persons while engaged in theatrical productions or masquerade balls.

(e) Persons wearing gas masks in civil defense drills and exercises or emergencies. (2000 Code, § 11-805)

**11-704. False identification-- use prohibited.** It shall be unlawful for any person in the area of the City of Goodlettsville to offer, use or attempt to offer or use any means, manner, type or kind of paper, document, card, license or any other evidence of the identification of such person for the purpose of making sales or purchases of commodities, cashing checks, making other monetary transactions, to gain admission to any place or for any other purpose whatsoever, where such means, manner, type or kind of identification offered or used or which is attempted to be offered or used is false, fraudulent or incorrect in any manner or way or which misrepresents such person so offering or using the same or who attempts to offer or use the same, or which does not belong to such person, or which is altered, forged, defaced or changed in any respect, except such changes as are required or authorized by law. (2000 Code, § 11-807)

**11-705. Disorderly houses.** (1) No owner, lessee or proprietor of any house shall hold or permit dances or carousals for idle and dissolute company, or make, cause, permit or suffer to be made therein or thereabouts any loud or improper noises, or collect or permit to be collected therein or to resort thereto any drunken, noisy or disorderly persons.

(2) No person in charge or control of any house or room in which there is located a coin operated music machine, or in which food or drink is sold, or for admission to which a charge is made, shall hold or allow dances without a permit, or carousals therein, or make, cause, permit or suffer to be made therein or thereabout any loud or improper noises, or suffer to resort thereto or be therein any drunken, noisy or disorderly persons.

(3) It shall be unlawful for any person knowingly to visit any such house for the purpose of engaging any of the prohibited activities as set out in this section. (2000 Code, § 11-813)

**11-706. Deleted.** (2000 Code, § 11-821, as deleted by Ord#19-936, April 2019 *Ch4\_1-23-20*)

**11-707. Lewd conduct in commercial establishments prohibited.**

(1) It shall be unlawful for any person in any commercial establishment knowingly to commit the following acts:

(a) To expose to public view that portion of the breast which is defined to be the areola, the pubic hair, the cleft of the buttocks, or the genitals, when such exposure is patently offensive within contemporary community standards, has no serious scientific, literary, political, or artistic merit, and such conduct appeals to the prurient interest of the average person; or

(b) To perform acts of sexual intercourse, masturbation, sodomy, flagellation, or the fondling of the breasts, buttocks or genitals, when such acts are patently offensive within contemporary community standards, have no serious scientific, literary, political or artistic merit, and such conduct appeals to the prurient interest of the average person.

(2) It shall be unlawful for the owner of a commercial establishment, or his agent or employee, knowingly to employ any person or to permit any person in any commercial establishment:

(a) To expose to public view that portion of the breast which is defined to be the areola, the pubic hair, the cleft of the buttocks, or the genitals, when such exposure is patently offensive within contemporary community standards, has no serious scientific, literary, political, or artistic merit, and such conduct is calculated to appeal to the prurient interest of the viewing audience; or

(b) To perform acts of sexual intercourse, masturbation, sodomy, flagellation, or the fondling of the breasts, buttocks or genitals when such acts are patently offensive within contemporary community standards, have no serious scientific, literary, political, or artistic merit, and such conduct is calculated to appeal to the prurient interest of the viewing audience.

(3) Definitions. (a) "Areola." That portion of the breast to include the nipple and the red pigmented area surrounding it.

(b) "Commercial establishment." Any club, theater, hotel, motel, tavern, restaurant, or other place where live entertainment is performed before paying customers.

(c) "Patently offensive." That which goes substantially beyond customary levels of explicitness in the portrayal of sexual conduct.

(d) "Prurient interest." A shameful or morbid interest in sex.

Nothing contained in this section shall be construed to apply to exhibition, presentation, or performance of any play, ballet, drama, tableau, production or motion picture in any theater, concert hall, museum of fine arts, school, institution of higher learning, or other similar establishment which is primarily devoted to such exhibitions, presentations, shows or performances as a form of expression of opinion, communication, speech, ideas, information, art or drama as differentiated from commercial or business promotion or exploitation of the sexual

nature of the human body for the purposes of advancing the economic welfare of a commercial enterprise. (2000 Code, § 11-824)

**11-708. Violations and penalty.** (1) Each and every violation of any sections set out in this chapter shall be punishable by a fine of up to fifty dollars (\$50.00) and all other punishments and fines as authorized by this code. Each violation of every section as set out herein, shall constitute a separate offense for purposes of this section.

(2) Failure by anyone convicted under this chapter to pay the fine(s) as levied against him shall constitute a separate offense, and for each day said fine is not paid in accordance with the terms or conditions as set by the court shall constitute a separate offense punishable as set out in subsection (1) above.

(3) In addition to the fines as set out herein, the city is empowered to confiscate any and all dangerous weapons (as defined in Tennessee Code Annotated, § 39-6-1701) when used in the commission of any violation of this code for the laws of Davidson County or this state. (2000 Code, § 11-825)

## CHAPTER 8

### MINORS

#### SECTION

11-801. Indecent exposure accompanying with malevolent intent.

11-802. Contributing to delinquency or unruly behavior.

11-803. Admittance to theaters under certain conditions; penalty.

11-804. Wandering, playing, etc., when required in school; responsibility of parent, guardian.

**11-801. Indecent exposure accompanying with malevolent intent.**

It shall be unlawful for any person with intent to make indecent, repulsive or improper advances or proposals to any child under eighteen (18) years of age, to take such child for a ride in a vehicle or to otherwise accompany such child, or attempt to do any of the foregoing. Where any such person, not being related to or known to such child, takes such child for a ride or invites such child for a ride in a vehicle or attempts to accompany such child, there shall be a presumption of an intent to make indecent, repulsive or improper advances or proposals to such child. (2000 Code, § 11-902)

**11-802. Contributing to delinquency or unruly behavior.**

No adult shall contribute to or encourage the delinquency or unruly behavior of a child under age eighteen (18), whether by aiding or abetting or encouraging the child in the commission of an act of delinquency or unruly behavior, or by participating as a principal with the child in an act of delinquency or unruly behavior, or by aiding the child in concealing an act of delinquency or unruly behavior following its commission. (2000 Code, § 11-903)

**11-803. Admittance to theaters under certain conditions; penalty.**

It shall be unlawful for any person to admit minors to any theatre open to the general public for which an admission price is charged, to view a motion picture which carries a rating indicating that minors will not be admitted.

It shall be unlawful for any person to admit minors to any theatre open to the general public for which an admission price is charged to view a motion picture which carries a rating indicating that minors will not be admitted unless accompanied by a parent or guardian when such minors are not accompanied by a parent or guardian.

Violation of this section shall, upon conviction, be punished as provided in this code. Each separate act of admitting a minor to a theatre in violation of this section shall constitute a violation of this section. (2000 Code, § 11-904)

**11-804. Wandering, playing, etc., when required in school; responsibility of parent, guardian.** A child who has not reached his

seventeenth (17<sup>th</sup>) birthday, and being subject to the state compulsory attendance law, Tennessee Code Annotated, § 49-6-3001, shall not loiter, idle, wander or play in or upon the public streets, highways, alleys, parks or other public places, buildings, businesses, places of amusement and entertainment, vacant lots or other unsupervised places during those hours he is required to be in school under the state compulsory school attendance law. Further, no child shall be taken into custody for violation of this section until an investigation with the proper school officials has been made to determine if the child is required to be in school.

No parent, guardian or other adult person who has been delegated the care and custody of such child under the age of seventeen (17), shall knowingly permit such child to violate the provisions of this section. A parent, guardian or other adult person who has been delegated the care or custody of such child found to be in violation of this section shall be punished as provided in this code. (2000 Code, § 11-905)

## CHAPTER 9

### CURFEW FOR MINORS

#### SECTION

- 11-901. Purpose.
- 11-902. Definitions.
- 11-903. Curfew enacted; exceptions.
- 11-904. Parental involvement in violation unlawful.
- 11-905. Involvement by owner or operator of vehicle unlawful.
- 11-906. Involvement by operator or employee of establishment unlawful.
- 11-907. Giving false information unlawful.
- 11-908. Enforcement.
- 11-909. Violations punishable by fine.

**11-901. Purpose.** The purpose of this chapter is to:

- (1) Promote the general welfare and protect the general public through the reduction of juvenile violence and crime within the city;
- (2) Promote the safety and well-being of minors, whose inexperience renders them particularly vulnerable to becoming participants in unlawful activity, particularly unlawful drug activity, and to being victimized by older criminals; and
- (3) Foster and strengthen parental responsibility for children.

**11-902. Definitions.** As used in this chapter, the following words have the following meanings:

- (1) "Curfew hours" means the hours of 12:30 A.M. through 6:00 A.M. each day.
- (2) "Emergency" means unforeseen circumstances, and the resulting condition or status, requiring immediate action to safeguard life, limb, or property. The word includes, but is not limited to, fires, natural disasters, automobile accidents, or other similar circumstances.
- (3) "Establishment" means any privately-owned business place within the city operated for a profit and to which the public is invited, including, but not limited to, any place of amusement or entertainment. The word "operator" with respect to an establishment means any person, firm, association, partnership (including its members or partners), and any corporation (including its officers) conducting or managing the establishment.
- (4) "Minor" means any person under eighteen (18) years of age who has not been emancipated under Tennessee Code Annotated, § 29-31-101, *et seq.*
- (5) "Parent" means: (a) A person who is a minor's biological or adoptive parent and who has legal custody of the minor, including either parent if custody is shared under a court order or agreement;

(b) A person who is the biological or adoptive parent with whom a minor regularly resides;

(c) A person judicially appointed as the legal guardian of a minor; and/or

(d) A person eighteen (18) years of age or older standing in loco parentis (as indicated by authorization by a parent as defined in this definition for the person to assume the care or physical custody of the minor, or as indicated by any other circumstances).

(6) "Person" means an individual and not a legal entity.

(7) "Public place" means any place to which the public or a substantial portion of the public has access, including, but not limited to: streets, sidewalks, alleys, parks, and the common areas of schools, hospitals, apartment houses or buildings, office buildings, transportation facilities, and shops.

(8) "Remain" means

(a) To linger or stay at or upon a place; or

(b) To fail to leave a place when requested to do so by a law enforcement officer or by the owner, operator, or other person in control of that place.

(9) "Temporary care facility" means a non-locked, non-restrictive shelter at which a minor may wait, under visual supervision, to be retrieved by a parent. A minor waiting in a temporary care facility may not be handcuffed or secured by handcuffs or otherwise to any stationary object.

**11-903. Curfew enacted; exceptions.** It is unlawful for any minor, during curfew hours, to remain in or upon any public place within the city, to remain in any motor vehicle operating or parked on any public place within the city, or to remain in or upon the premises of any establishment within the city, unless:

(1) The minor is accompanied by a parent; or

(2) The minor is involved in an emergency; or

(3) The minor is engaged in an employment activity, or is going to or returning home from employment activity, without detour or stop; or

(4) The minor is on the sidewalk directly abutting a place where he or she resides with a parent; or

(5) The minor is attending an activity supervised by adults and sponsored by a school, religious, or civic organization, by a public organization or agency, or by a similar organization, or the minor is going to or returning from such an activity without detour or stop; or

(6) The minor is on a errand at the direction of a parent, and the minor has in his or her possession a writing signed by the parent containing the name, signature, address, and telephone number of the parent authorizing the errand, the telephone number where the parent may be reached during the errand, the name of the minor, and a brief description of the errand, the minor's

destination(s) and the hours the minor is authorized to be engaged in the errand; or

(7) The minor is involved in interstate travel through, or beginning or terminating in, the City of Goodlettsville; or

(8) The minor is exercising First Amendment rights protected by the U.S. Constitution, such as the free exercise of religion, freedom of speech, and freedom of assembly.

**11-904. Parental involvement in violation unlawful.** It is unlawful for a minor's parent knowingly to permit, allow, or encourage a violation of § 11-903 of this chapter.

**11-905. Involvement by owner or operator of vehicle unlawful.** It is unlawful for a person who is the owner or operator of a motor vehicle knowingly to permit, allow, or encourage a violation of § 11-903 of this chapter using the motor vehicle.

**11-906. Involvement by operator or employee of establishment unlawful.** It is unlawful for the operator or any employee of an establishment knowingly to permit, allow, or encourage a minor to remain on the premises of the establishment during curfew hours. It is a defense to prosecution under this section that the operator or employee promptly notified law enforcement officials that a minor was present during curfew hours and refused to leave.

**11-907. Giving false information unlawful.** It is unlawful for any person, including a minor, knowingly to give a false name, address, or telephone number to any law enforcement officer investigating a possible violation of § 11-903 of this chapter. Each violation of this section is punishable by a maximum fine of fifty dollars (\$50.00).

**11-908. Enforcement.** (1) Minors. Before taking any enforcement action, a law enforcement officer who is notified of a possible violation of § 11-903 shall make an immediate investigation to determine whether or not the presence of the minor in a public place, motor vehicle, or establishment during curfew hours is a violation of that section. If the investigation reveals a violation and the minor has not previously been issued a warning, the officer shall issue a verbal warning to the minor to be followed by a written warning mailed by the police department to the minor and his/her parent(s). If the minor has previously been issued a warning for a violation, the officer shall charge the minor with a violation of § 11-903 and shall issue a citation requiring the minor to appear in court. In either case, the officer shall, as soon as practicable, release the minor to his/her parent(s) or place the minor in a temporary care facility for a period not to exceed the remainder of the curfew hours so the parent(s) may retrieve the minor. If a minor refuses to give an officer his/her name and address

or the name and address of his/her parent(s), or if no parent can be located before the end of the applicable curfew hours, or if located, no parent appears to accept custody of the minor, the minor may be taken to a crisis center or juvenile shelter and/or may be taken to a judge or juvenile intake officer of the juvenile court to be dealt with as required by law.

(2) Others. If an officer's investigation reveals that a person has violated §§ 11-903, 11-904, 11-905, or 11-906 of this chapter and the person has not been issued a warning with respect to a violation, the officer shall issue a verbal warning to the person to be followed by a written warning mailed by the police department to the person. If there has been a previous warning to the person, the officer shall charge the person with a violation and issue a citation directing the person to appear in court.

**11-909. Violations punishable by fine.** A violation of §§ 11-903, 11-904, 11-905, or 11-906 subsequent to receiving a verbal warning as provided in § 11-908 is punishable by a maximum fine of fifty dollars (\$50.00) for each violation.

**CHAPTER 10****PRESENCE OF REGISTERED SEX OFFENDERS ON OR ABOUT PUBLIC PARKS AND RECREATION FACILITIES****SECTION**

- 11-1001. Definitions.
- 11-1002. Offense.
- 11-1003. Penalty.
- 11-1004. Posting of regulation.

**11-1001. Definitions.** (1) "Public park." Any publicly owned or maintained land or building which is designated by the City of Goodlettsville as a park or recreational facility.

(2) "Registered sex offender." An individual who is registered by any state or federal agency as a sex offender and whose name is published on any state or federal registered sex offender listing, including, but not limited to the sex offender registry established by Tennessee Code Annotated, §§ 40-39-201 through 40-39-211. (Ord. #08-712, Sept. 2008)

**11-1002. Offense.** It shall constitute a general offense against the regulations of the City of Goodlettsville for any person or persons registered as a sex offender with the State of Tennessee and or any other state or federal agency to knowingly enter into or on any public park owned, operated, or maintained by the City of Goodlettsville. (Ord. #08-712, Sept. 2008)

**11-1003. Penalty.** Anyone who is found in violation of this chapter shall be subject to a fine of fifty dollars (\$50.00) per offense for each and every entry into the park, regardless of the time period involved, and shall constitute a separate offense under this chapter. (Ord. #08-712, Sept. 2008)

**11-1004. Posting of regulation.** The director of parks and recreation shall be charged with posting this regulation at the main entrance of each park within thirty (30) days of the passage of the ordinance creating this chapter. (Ord. #08-712, Sept. 2008)

## CHAPTER 11

### **BLOCKING SIDEWALKS, STREETS AND RIGHT-OF-WAY**

#### **SECTION**

- 11-1101. Purpose.
- 11-1102. Definitions.
- 11-1103. Prohibited behavior.
- 11-1104. Applicability.

**11-1101. Purpose.** It is the intent of this chapter to eliminate the obstruction of free passage over, on or along a street, sidewalk, or public right-of-way, whether such obstruction results from the manner in which a person or number of persons shall stand, loiter, walk, sit, lie or camp on said street, sidewalk or public right-of-way. (as added by Ord. #21-1004, Sept. 2021 *Ch5\_02-10-22*)

**11-1102. Definitions.** For purposes of this chapter, the following words shall be defined as provided herein:

(1) An "obstruction" within the meaning of this chapter shall be construed to mean to so occupy the sidewalk, street or public right-of-way that the free use and enjoyment thereof by the public is, in any way interrupted or interfered with, or the free ingress or egress to or from any building fronting on any public right-of-way is impaired.

(2) The term "camp" or "camping" shall mean the use of a street, sidewalk or public right-of-way, including a public transit stop, bench or other public property on any street, sidewalk or public right-of-way, as a temporary or permanent place of dwelling, lodging, or residence, or as a living accommodation at any time. Indicia of camping may include, but are not limited to, storage of personal belongings, using tents or other temporary structures for sleeping or storage of personal belongings, carrying on cooking activities or making any fire, or any of these activities in combination with one another or in combination with either sleeping or making preparations to sleep (including the laying down of bedding for the purpose of sleeping). (as added by Ord. #21-1004, Sept. 2021 *Ch5\_02-10-22*)

**11-1103. Prohibited behavior.** It is unlawful for any person or any number of persons:

(1) To so stand, loiter, walk, sit, lie, or camp upon any street, public sidewalk, privately owned but publicly used sidewalks or public right-of-way in the city so as to obstruct free passage over, on or along said street, sidewalk or public right-of-way, after a request by a law enforcement officer to move on so as to cease blocking or obstructing free passage thereon.

(2) By placing an object or objects on a street, sidewalk or public right-of-way in the city, to cause a condition of obstruction or blockage of a street, sidewalk or public right-of-way so as to obstruct free passage over, on or along said street, sidewalk or public right-of-way.

(3) By parking a vehicle or any other mobile equipment on a street, sidewalk or public right-of-way in the city, to cause a condition of obstruction or blockage of a street, sidewalk or public right-of-way so as to obstruct free passage over, on or along said street, sidewalk or public right-of-way. (as added by Ord. #21-1004, Sept. 2021 *Ch5\_02-10-22*)

**11-1104. Applicability.** The provisions of § 11-1103(1) hereof apply only when a person or number of persons shall stand, loiter, walk, sit, lie, or camp on a street, sidewalk or public right-of-way so as to obstruct free passage thereon and shall refuse to obey a request by a law enforcement officer to move on; mere refusal to move on is not enough to support the offense, there must be an actual blocking of free passage over, on or along said street, sidewalk or public right-of-way. This chapter shall not apply to "assemblies" or "parades" taking place on a street, sidewalk or public right-of-way, unless any such assembly or parade creates and/or causes a hazardous condition or threatens public safety. (as added by Ord. #21-1004, Sept. 2021 *Ch5\_02-10-22*)